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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

**UNITED STATES OF AMERICA and the STATE
OF CALIFORNIA *ex rel.* MIKE STIERLI,**

Relator Plaintiff,

v.

**SHASTA SERVICES, INC. dba TIMBERWORKS;
and DOES 1 through 50, inclusive,**

Defendant.

S-04-1955 MCE/PAN

**STATE OF CALIFORNIA'S
NOTICE OF MOTION &
MOTION TO DISMISS THE
CALIFORNIA FALSE
CLAIMS ACT CLAIMS**

MAY 1, 2006
9:00 a.m.

Honorable Morrison England

TO MIKE STIERLI, SHASTA SERVICES, INC., AND THEIR ATTORNEYS OF
RECORD:

NOTICE IS HEREBY GIVEN that on May 1, 2006, at 9:00 a.m., or as soon thereafter as
counsel may be heard by the above-entitled Court, located at 501 I Street, Sacramento, in the
courtroom of the Honorable Morrison England, Jr., Real Party in Interest, the State of California,
will and hereby does move the Court for dismissal of the California False Claims Act (CFCA)
claims in this case. This motion is brought on the grounds that good cause exists to dismiss the
claims because no CFCA violation has occurred.

1 This motion is based on this Notice of Motion and Motion, the Memorandum of Points and
2 Authorities filed herewith, the declaration of Olivia Fonseca and the accompanying exhibits, the
3 pleadings and papers on file herein, and upon such other matters as may be presented to the Court
4 at the time of the hearing.

5
6 Dated: March 29, 2006

7 BILL LOCKYER,
Attorney General

8 CHRISTOPHER M. AMES,
9 Senior Assistant Attorney General

10 LARRY G. RASKIN
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